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Attorneys for Defendants

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 SAN FRANCISCO DIVISION

JIAN MING ZHONG and CHEN ZHONG,)	No. C 08-2871 WHA
)	
Plaintiffs,)	
)	
v.)	JOINT MOTION TO VACATE OR
)	CONTINUE CASE MANAGEMENT
UNITED STATES DEPARTMENT OF)	CONFERENCE ; AND ORDER
STATE, et al.,)	CONTINUING CASE MANAGEMENT
)	CONFERENCE
Defendants.)	

On June 9, 2008, the Court issued a scheduling order, setting a Case Management Conference on September 18, 2008. On August 14, 2008, Defendants filed a motion to dismiss this action, and alternatively moved for summary judgment. The hearing on the motion is noticed for October 9, 2008. In due course, Plaintiffs will oppose the motion and cross-move for summary judgment. Accordingly, the issues in this case will be resolved through the motion hearing, and it appears that the Case Management Conference will not be necessary.

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JOINT MOTION
 No. C 08-2871 WHA

1 In order to promote efficiency, the parties hereby move the Court to vacate the Case
2 Management Conference. Alternatively, the parties respectfully suggest continuing the Case
3 Management Conference to October 9, 2008, to be heard following the motion hearing.

4 Dated: August 14, 2008

Respectfully submitted,

5 JOSEPH P. RUSSONIELLO
6 United States Attorney

7 /s/
8 MELANIE PROCTOR¹
9 Assistant United States Attorney
10 Attorneys for Defendants

11 Dated: August 14, 2008

12 /s/
13 DANIEL HUANG
14 Attorney for Plaintiff

15 **PROPOSED ORDER**

16 Pursuant to stipulation, IT IS SO ORDERED. The Case Management Conference is hereby
17 VACATED.

18 Dated:

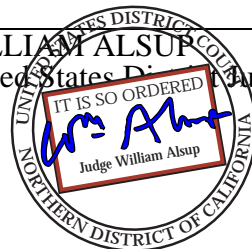
19 WILLIAM ALSUP
20 United States District Judge

21 **ALTERNATIVE PROPOSED ORDER**

22 Pursuant to stipulation, IT IS SO ORDERED. The Case Management Conference is hereby
23 continued to ~~October 9, 2008~~ October 16, 2008
24 continued to ~~October 9, 2008~~ October 9, 2008, to be held following the motion hearing. The parties shall file a Joint
25 Case Management Statement no later than ~~October 2, 2008~~ October 9, 2008.

26 Dated: August 14, 2008.

27 WILLIAM ALSUP
28 United States District Judge



1 I, Melanie L. Proctor, hereby attest that I have on file all holograph signatures for any
signatures indicated by a "conformed" signature (/S/) within this efiled document.